

**MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – OCTOBER 2, 2024
HYBRID REGULAR MEETING - 7:00 P.M.**

Item 1. Call to Order. Chairman McGee called the regular meeting of the Scarborough Town Council to order at 7:06 p.m.

Item 2. Pledge of Allegiance.

Item 3. Roll Call. Roll was called by Yolande P. Justice, Town Clerk. Thomas J. Hall, Town Manager and Liam Gallagher, Assistant Town Manager, were also present. Councilors present:

Councilor April V. Sither - Vice Chair	Councilor Jean-Marie Caterina
Councilor Donald W. Cushing, Jr.	Councilor Donald R. Hamill
Councilor Karin B. Shupe	Councilor Jonathan E. Anderson
Chairman Nicholas S. McGee	

Item 4. General Public Comments.

- Heidi Davis of the Pine Point area, introduced the new Pine Point Association, which is about a year old. The intention of the intention of our group is to work, in conjunction with the town, to make improvements in the area and went on to comment on the subcommittees that group has and what might need attention as well the assistance they have already received from town departments.
- Elaine Richer property on East Grand Avenue and a member of the Pine Point Association. She spoke on being on the Beautification Committee and mention the Snowberry Park and the need for maintenance to be done on this area.
- Ken Capron formerly of Scarborough, noted that the last time he spoke to the Council was back in 1959 to get approval to launch a rocket and he was the first individual to launch a rocket in Maine. He was before the Council to offer to come and present a project for a new mode of transportation called Sky Way by Micro Rail.
- Jim Pritchard of Maple Avenue stated that he would like to see all streets in the Maple Avenue area all at 20 mph. It is still dangerous with those areas have the speed limit at 25 mph.

Item 5. Minutes: September 18, 2024 - Town Council Meeting. Motion by Councilor Caterina, seconded by Councilor Sither, to move approval of the minutes of the September 18, 2024, Town Council meeting.

Vote: 7 Yeas. Motion Passes.

Item 6. Adjustment to the Agenda. Motion by Chairman McGee, seconded by Councilor Anderson, to move approval to adjust the agenda to move Resolution 24-005 to after Item 7 and to move Item 8 and Item 9 following new business.

Vote: 7 Yeas. Motion Passes.

Item 7. Items to be signed: a. Treasurer's Warrants. Treasurer's Warrants were signed prior to the meeting.

Resolution No. 24-005. Act on the request to approve Resolution No. 24-005 - Withdraw Town Of Scarborough's Support From The Gorham Connector As Proposed By The Maine Turnpike Authority.*[Councilor Cushing]* Chairman McGee, gave a brief overview on this Resolution. The following individuals spoke on Resolution No. 24-005:

- Nina McKee of Black Point Road, spoke in favor of the Resolution and asked if possible a clause be added to the resolution that Smiling Hill Farm be totally exempt from further development.
- Maureen Desveaux of Wynmoor Drive, thanked the Town Council for putting the Resolution forward. We should support Smiling Hill Farm as they supported us, please vote in support of for the Town to withdraw the Council's support of the connector.
- Stanis Moody-Roberts of County Road, commented on his experience over the past six months. He knows that this issued has not been an easy one for the Council and went on to thank the Council for taking the lead in advocating for the citizens and holding the MTA accountable and asking the hard questions and supported the Resolution.
- Miles Smith, resident of Portland and organizer to help Smiling Hill Farm. He commented on a petition in support of the Farm, which he would hand out to the Council and went on to voice his support of the Resolution.
- Eric Nathanson from Scarborough, asked the Council to support the Resolution. There are other modes of transportation and encouraged the Council to pursue those options.
- Tim Lambert of Iris Drive, spoke in support of the Resolution and went on to voice why he did not support the connector.
- Kelly Kusnirak of Gorham Road, supported the recommendation that that had been made by the first speak about leaving Smiling Hill Farm out of the discussion and went on to voice her support for the Resolution.
- Roberta Manter of Fayette stated that she drove 2 hours to be here this evening to show for the Resolution and she supported the comments that the prior speakers made.
- Ras Hylton of South Portland, voiced his support of the Resolution and asked that the Town Council vote in favor of it.
- Jennifer Watson of Gorham, also spoke against the Gorham Connector and ask the Council vote in support of the Resolution being presented this evening
- Paul Drinan of the Bicycle Coalition of Maine, thanked the Council for considering the Resolution and went on to speak on different modes of transportation. He hoped the Council would approve this Resolve.
- Ken Capron of Portland, made further comments as to why the Council should pass this resolution.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval of Resolution No. 24-005 - to - Withdraw Town of Scarborough's Support From The Gorham Connector As Proposed By The Maine Turnpike Authority, as follows:

RESOLUTION 24-005

***WITHDRAW TOWN OF SCARBOROUGH'S SUPPORT FROM THE
GORHAM CONNECTOR AS PROPOSED BY THE MAINE TURNPIKE AUTHORITY***

WHEREAS, the Maine Turnpike Authority (MTA's) public process has failed to garner support for the proposed Gorham Connector among many Scarborough residents; and,

WHEREAS, many Scarborough residents have voiced their strong opposition to the project in both email and public forums; and,

WHEREAS, the MTA has not fulfilled all the terms of the Memorandum of Agreement between the Town of Scarborough and other municipalities entered into on May 5, 2022; and,

WHEREAS, the traffic conditions and trends supporting the need for the connector may no longer justify the project.

NOW THEREFORE BE IT RESOLVED:

The Town of Scarborough withdraws its support for Gorham connector as proposed.

BE IT FURTHER RESOLVED, that the Town will reconsider its decision if and when the MTA demonstrates a need for an east west connector that has achieved public support for the project.

BE IT FURTHER RESOLVED, The Town will cooperate with the MTA, DOT and other regional agencies and communities to develop traffic solutions that are consistent with the Town’s vision and values with regard to environment, open space, transportation, open space and growth management.

Signed and sealed this 2nd day of October, 2024, on behalf of the Scarborough Town Council and the Town Manager of Scarborough, Maine. Signed by Nicholas S. McGee, Council Chair and attested by Yolande P, Justice, Town Clerk.

Vote: 6 Yeas. 1 Nay [Councilor Caterina]. Motion Passes.

Chairman McGee called for a brief recess at 8:24 p.m. The meeting was reconvened at 8:35 p.m.

Order No. 24-081, 7:00 p.m. Public hearing and second reading on the following new requests for a Cannabis Establishment License, for Medical Cannabis Cultivation Facilities:

- **Hung Do, d/b/a Platinum Smoke, LLC, located at 3 Commercial Road #201-B**
- **Joseph Tran, d/b/a Shark Tank Strategies, located at 3 Commercial Road #201-A**

[Tabled from the September 18, 2024, Town Council meeting.] [Assistant Town Manager]

Liam Gallagher, Assistant Town Manager, gave an overview on this Order. Chairman McGee opened the public hearing. The following individuals spoke on this Order:

- Nina McGee of Black Point Road, spoke at the number of cannabis licenses in Scarborough and was curious if the zoning can be revisited – enough is enough.
- Chris McNeil, owner of the 3 Commercial Road establishment, stated he was very frustrated, confused and feeling a little blindsided to learn that these licenses might not be approved. In closing he asked that the Council think about what the spirit of the ordinance is and if these licenses aren't granted he would be taking his full resources to pursue this in every possible venue.
- Paula Corbeau-O’Brien of Pondview Drive, voiced why these licenses should not be issued and gave a recap of the history of the issues since these businesses have been located at Commercial Road. She and her neighbors would continue to file complaints relating to the odor that comes from this establishment.
- Denise Hamilton of Two Rod Road, commend the Town and staff to owning up to being wrong. The two applications should not have come before the Council
- Jill Cohen, Attorney representing 3 Commercial Road, spoke on how long the cannabis establishments have been at this location. She also commented on be blindsided regarding these licenses not being approved this evening due to the Landlord not filing the Property Registration form.
- Timothy O’Brien of Pondview Drive, stated they were not looking to put anyone out of business – we just want the smell to go away.

There being no further comments either for or against, the hearing was closed at 8:56 p.m.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval of the second reading on the new requests for a Cannabis Establishment License, for Medical Cannabis Cultivation Facilities:

- Hung Do, d/b/a Platinum Smoke, LLC, located at 3 Commercial Road #201-B
- Joseph Tran, d/b/a Shark Tank Strategies, located at 3 Commercial Road #201-A

Vote: 1 Yeas. 6 Nays [Chairman McGee, Councilors Anderson, Caterina, Hamill, Shupe, Sither].
Motion Fails.

Order No. 24-082, 7:00 p.m. Public hearing and second reading on the proposed amendments to Chapter 303 – the Town of Scarborough Personnel Ordinance. [Tabled from the September 18, 2024, Town Council meeting.] [Assistant Town Manager/Human Resource Director] Liam Gallagher, Assistant Town Manager/Human Resource Director, gave an overview on this Order. Chairman McGee opened the public hearing. There being no comments either for or against, the hearing was closed at 9:16 p.m.

Motion by Councilor Catrina, seconded by Councilor Sither, to move approval of the second reading on the proposed amendments to Chapter 303 – the Town of Scarborough Personnel Ordinance, as follows:

**Chapter 303 – the Town of Scarborough
Personnel Ordinance**

BE IT HEREBY ORDAINED by the Town Council of the Town of Scarborough, Maine, in Town Council assembled, that the following amendments to Chapter 303 - the Town of Scarborough Personnel Ordinance, be and hereby is amended, as follows (additions are underlined; deletions are struck through):

1st Amendment to Article V. Benefits:

ARTICLE V. BENEFITS.

Section 507. Vacation.

Vacation privileges are available to all full-time employees at the convenience of the Town of Scarborough. Forty (40) hours of vacation time per year may be used for any type of time off as needed, not exclusive of vacation. This provision is intended to satisfy the requirements of the Maine Earned Paid Leave Law. (amended 02/03/2021) Each full-time employee shall earn vacation with pay on the following basis:

- ~~(1) One (1) work day shall be earned for each month in which a day of service is worked during the first through fifth year of employment.~~
- ~~(2)~~ (1) One and one-quarter (1 1/4) work days shall be earned for each month in which a day of service is worked during the first sixth through tenth years of employment.
- ~~(3)~~ (2) One and one-half (1 1/2) work days shall be earned for each month in which a day of service is worked during the eleventh through the fifteenth years of employment.
- ~~(4)~~ (3) One and three-fourths (1 3/4) work days shall be earned for each month in which a day of service is worked during the sixteenth through the twentieth years of employment.
- ~~(5)~~ (4) After twenty (20) years of service, two (2) work days for each month in which a day of service is worked shall be earned. (amended 02/03/2021)

New employees may be credited with years of service in a similar position for another employer at the discretion of the Town Manager.

Employees shall accrue vacation days during their probationary period but vacation may not be taken in the first one-hundred and twenty (120) days unless otherwise approved by the Department Head.

In case a holiday falls within the vacation period, the vacation may be extended to compensate for the holiday.

Any paid leave of absence shall not constitute a break in the service record for purposes of calculating earned vacation, except during the probationary period when such absences shall constitute a break in service. (amended 09/05/2007)

Employees may be eligible to receive payment for half the vacation time earned during a calendar year upon approval by the Town Manager. (amended 02/06/02) (amended 07/17/2013)

Employees with less than fifteen (15) years of service shall be entitled to accumulate twenty (20) days of vacation.

Employees with fifteen (15) years or more of service shall be entitled to accumulate thirty (30) days of vacation.

Accrued vacation leave shall be paid to employees upon their separation from the service or to their beneficiary or estate upon their death and, if applicable, in accordance with Section 516. Retirement Health Savings Account. (amended 08/17/2011)

2nd Amendment to Article V. Benefits – New Sections:

Section 509. Maine Paid Family and Medical Leave (PFML).

The Maine Paid Family and Medical Leave (PFML) law rules and payroll withholdings will begin on January 1, 2025. The contribution per employee is 1.0% of an individual's wages, split equally between the employee and the Town.

Section 510. Paid Military Leave.

Each employee currently serving in the military will be entitled to forty (40) hours of paid time off per calendar year to fulfill the duties and responsibilities of military training, deployment or other qualified service.

Table of Contents and renumbering will be updated upon approval of these proposed amendments.

Vote: 6 Yeas. 1 Nay [Councilor Hamill]. Motion Passes.

Order No. 24-087, 7:00 p.m. Public hearing and second reading on the proposed amendments to Chapter 1301, the General assistance Ordinance, pursuant to Title 22, M.R.S.A §4305 (4). [General Assistance] Thomas J. Hall, Town Manager, gave an overview on this Order. Chairman McGee opened the public hearing. There being no comments either for or against, the hearing was closed at 9:20 p.m.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval of the second reading on the proposed amendments to Chapter 1301, the General assistance Ordinance, pursuant to Title 22, M.R.S.A §4305 (4); as follows:

BE IT HEREBY ORDAINED by the Town Council of the Town of Scarborough, Maine, in Town Council assembled, that the Appendices A – H of Chapter 1301 - the General Assistance Ordinance for the Town of Scarborough, Maine, is amended as follows:

Appendix A

Effective: 10/01/24-09/30/25

2024-2025 GA Overall Maximums

Metropolitan Areas

Persons in Household					
COUNTY	1	2	3	4	5*
Bangor HMFA: Bangor, Brewer, Eddington, Glenburn, Hampden, Hermon, Holden, Kenduskeag, Milford, Old Town, Orono, Orrington, Penobscot Indian Island Reservation, Veazie	969	1,068	1,367	1,638	2,333
Cumberland County HMFA: Baldwin, Bridgton, Brunswick, Harpswell, Harrison, Naples, New Gloucester, Pownal, Sebago	1,139	1,280	1,689	2,131	2,476
Lewiston/Auburn MSA: Auburn, Durham, Greene, Leeds, Lewiston, Lisbon, Livermore, Livermore Falls, Mechanic Falls, Minot, Poland, Sabattus, Turner, Wales	881	965	1,232	1,608	1,947
Penobscot County HMFA: Alton, Argyle UT, Bradford, Bradley, Burlington, Carmel, Carroll plantation, Charleston, Chester, Clifton, Corinna, Corinth, Dexter, Dixmont, Drew plantation, East Central Penobscot UT, East Millinocket, Edinburg, Enfield, Etna, Exeter, Garland, Greenbush, Howland, Hudson, Kingman UT, Lagrange, Lakeville, Lee, Levant, Lincoln, Lowell town, Mattawamkeag, Maxfield, Medway, Millinocket, Mount Chase, Newburgh Newport, North Penobscot UT, Passadumkeag, Patten, Plymouth, Prentiss UT, Seboeis plantation, Springfield, Stacyville, Stetson, Twombly UT, Webster plantation, Whitney UT, Winn, Woodville	874	884	1,169	1,464	1,603
Portland HMFA: Cape Elizabeth, Casco, Chebeague Island, Cumberland, Falmouth, Freeport, Frye Island, Gorham, Gray, Long Island, North	1,451	1,663	2,141	2,715	3,332

Yarmouth, Portland, Raymond, Scarborough, South Portland, Standish, Westbrook, Windham, Yarmouth; Buxton, Hollis, Limington, Old Orchard Beach					
Sagadahoc HMFA: Arrowsic, Bath, Bowdoin, Bowdoinham, Georgetown, Perkins UT, Phippsburg, Richmond, Topsham, West Bath, Woolwich	969	1,159	1,413	1,939	2,335
York County HMFA: Acton, Alfred, Arundel, Biddeford, Cornish, Dayton, Kennebunk, Kennebunkport, Lebanon, Limerick, Lyman, Newfield, North Berwick, Ogunquit, Parsonsfield, Saco, Sanford, Shapleigh, Waterboro, Wells	1,192	1,261	1,567	2,039	2,297
York/Kittery/S.Berwick HMFA: Berwick, Eliot, Kittery, South Berwick, York	1,371	1,444	1,905	2,589	3,305

*Note: Add \$75 for each additional person.

Non-Metropolitan Areas

Persons in Household

COUNTY	1	2	3	4	5*
Aroostook County	766	842	1,043	1,421	1,524
Franklin County	807	893	1,174	1,558	1,764
Hancock County	1,096	1,102	1,307	1,734	1,740
Kennebec County	943	946	1,214	1,529	1,784
Knox County	935	94613	1,163	1,550	1,657
Lincoln County	1,037	1,076	1,332	1,733	2,154
Oxford County	873	878	1,072	1,514	1,761
Piscataquis County	777	860	1,131	1,398	1,689
Somerset County	897	931	1,140	1,487	1,612
Waldo County	1,075	1,085	1,305	1,620	2,219
Washington County	838	846	1,101	1,508	1,598

* Please Note: Add \$75 for each additional person.

Appendix B
Effective: 10/01/24-09/30/25

2024-2025 FOOD MAXIMUMS

Please Note: The maximum amounts allowed for food are established in accordance with the [U.S.D.A. Thrifty Food Plan](#). As of October 1, 2023, those amounts are:

<u>Number in Household</u>	<u>Weekly Maximum</u>	<u>Monthly Maximum</u>
1	\$ 67.91	\$ 292.00
2	124.65	536.00
3	178.60	768.00
4	226.74	975.00
5	269.30	1,158.00
6	323.26	1,390.00
7	357.21	1,536.00
8	408.37	1,756.00

Note: For each additional person add \$220 per month.

Appendix C
Effective: 10/01/24-09/30/25

2024-2025 GA HOUSING MAXIMUMS
(Heated & Unheated Rents)

NOTE: NOT ALL MUNICIPALITIES SHOULD ADOPT THESE SUGGESTED HOUSING MAXIMUMS! Municipalities should ONLY **consider** adopting the following numbers, if these figures are consistent with local rent values. If not, a market survey should be conducted and the figures should be altered accordingly. The results of any such survey must be presented to DHHS prior to adoption. **Or, no housing maximums should be adopted and eligibility should be analyzed in terms of the Overall Maximum—Appendix A. (See Instruction Memo for further guidance.)**

Non-Metropolitan FMR Areas

<u>Aroostook County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	144	619	174	748
1	152	654	191	822
2	186	798	237	1,019
3	261	1,123	324	1,393
4	270	1,162	347	1,492

<u>Franklin County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	154	660	184	789
1	164	705	203	873
2	216	929	267	1,150
3	293	1,260	356	1,530

4	326	1,402	403	1,732
<u>Hancock County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	224	964	251	1,079
1	224	964	252	1,083
2	253	1,087	299	1,284
3	341	1,467	397	1,707
4	341	1,467	397	1,707
<u>Kennebec County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	189	811	215	926
1	189	811	216	927
2	231	994	277	1,191
3	294	1,262	349	1,502
4	339	1,459	407	1,752

Non-Metropolitan FMR Areas

<u>Knox County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	187	803	214	918
1	187	803	216	927
2	219	943	265	1,140
3	298	1,283	354	1,523
4	310	1,332	378	1,625
<u>Lincoln County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	210	905	237	1,020
1	211	906	246	1,057
2	259	1,112	304	1,309
3	341	1,466	397	1,706
4	425	1,829	493	2,122
<u>Oxford County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	179	770	206	885
1	179	770	207	891
2	224	965	270	1,162
3	304	1,308	360	1,548
4	359	1,544	427	1,837
<u>Piscataquis County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	147	630	177	759

1	156	672	195	840
2	206	886	257	1,107
3	256	1,100	319	1,370
4	309	1,327	385	1,657
<u>Somerset County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	178	765	205	880
1	178	765	212	912
2	214	920	260	1,117
3	284	1,220	339	1,460
4	299	1,287	367	1,580

Non-Metropolitan FMR Areas

<u>Waldo County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	219	943	246	1,058
1	219	943	248	1,066
2	252	1,085	298	1,282
3	315	1,353	370	1,593
4	440	1,894	509	2,187

<u>Washington County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	164	706	191	821
1	164	706	192	827
2	205	882	251	1,078
3	289	1,241	344	1,481
4	296	1,273	364	1,566

Metropolitan FMR Areas

<u>Bangor HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly⁹⁸	Weekly	Monthly
0	195	837	221	952
1	209	841	244	1,049
2	267	1,147	312	1,344
3	344	1,447	399	1,717
4	467	2,008	535	2,301

<u>Cumberland Cty. HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	234	1,007	261	1,122
1	258	1,110	293	1,261
2	342	1,469	387	1,666
3	434	1,864	489	2,104

4	500	2,151	568	2,444
<u>Lewiston/Auburn MSA</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	174	749	201	864
1	185	795	220	946
2	235	1,012	281	1,209
3	312	1,341	368	1,581
4	377	1,622	445	1,915

<u>Penobscot Cty. HMFA</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	173	742	199	857
1	173	742	201	86536
2	221	949	266	1,105
3	278	1,197	334	1,383
4	297	1,278	365	1,507

<u>Portland HMFA</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	307	1,319	334	1,434
1	347	1,493	382	1,644
2	447	1,921	492	2,118
3	569	2,448	625	2,688
4	699	3,007	767	3,300

<u>Sagadahoc Cty. HMFA</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	195	834	221	95223
1	230	989	265	1,140
2	277	1,193	323	1,390
3	389	1,672	445	1,912
4	467	2,010	536	2.303

<u>York Cty. HMFA</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	247	1,060	273	1,175
1	254	1,091	289	1,242
2	313	1,347	359	1,544
3	412	1,772	468	2,012
4	459	1,972	527	2,265

<u>York/Kittery/ S. Berwick HMFA</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	288	1,239	315	1,354
1	296	1,274	331	1,425

2	370	1,685	438	1,882
3	540	2,322	596	2,562
4	693	2,980	76131	3,273

Appendix D - UTILITIES

ELECTRIC

NOTE: For an electrically heated dwelling also see “Heating Fuel” maximums below. But remember, an applicant is *not automatically* entitled to the “maximums” established applicants must demonstrate need.

1) Electricity Maximums for Households Without Electric Hot Water: The maximum amounts allowed for utilities, for lights, cooking and other electric uses *excluding* electric hot water and heat:

<u>Number in Household</u>	<u>Weekly</u>	<u>Monthly</u>
1	\$19.95	\$85.50
2	\$22.52	\$96.50
3	\$24.97	\$107.00
4	\$27.53	\$118.00
5	\$29.88	\$128.50
6	\$32.55	\$139.50

NOTE: For each additional person add \$10.50 per month.

2) Electricity Maximums for Households With Electrically Heated Hot Water: The maximum amounts allowed for utilities, hot water, for lights, cooking and other electric uses *excluding* heat:

<u>Number in Household</u>	<u>Weekly</u>	<u>Monthly</u>
1	\$29.63	\$127.00
2	\$34.07	\$146.00
3	\$39.67	\$170.00
4	\$46.32	\$198.50
5	\$55.65	\$238.50
6	\$58.68	\$251.50

NOTE: For each additional person add \$14.50 per month.

NOTE: For electrically heated households, the maximum amount allowed for electrical utilities per month shall be the sum of the appropriate maximum amount under this subsection and the appropriate maximum for heating fuel as provided below.

Appendix E - HEATING FUEL

<u>Month</u>	<u>Gallons</u>	<u>Month</u>	<u>Gallons</u>
September	50	January	225
October	100	February	225
November	200	March	125
December	200	April	125
		May	50

NOTE: When the dwelling unit is heated electrically, the maximum amount allowed for heating purposes will be calculated by multiplying the number of gallons of fuel allowed for that month by the current price per gallon. When fuels such as wood, coal and/or natural gas are used for heating purposes, they will be budgeted at actual rates, if they are reasonable. No eligible applicant shall be considered to need more than 7 tons of coal per year, 8 cords of wood per year, 126,000 cubic feet of natural gas per year, or 1000 gallons of propane.

Appendix F -PERSONAL CARE & HOUSEHOLD SUPPLIES MAXIMUMS

<u>Number in Household</u>	<u>Weekly Amount</u>	<u>Monthly Amount</u>
1-2	\$10.50	\$45.00
3-4	\$11.60	\$50.00
5-6	\$12.80	\$55.00
7-8	\$14.00	\$60.00

NOTE: For each additional person add \$1.25 per week or \$5.00 per month.

SUPPLEMENT FOR HOUSEHOLDS WITH CHILDREN UNDER 5

When an applicant can verify expenditures for the following items, a special supplement will be budgeted as necessary for households with children under 5 years of age for items such as cloth or disposable diapers, laundry powder, oil, shampoo, and ointment up to the following amounts:

<u>Number of Children</u>	<u>Weekly Amount</u>	<u>Monthly Amount</u>
1	\$12.80	\$55.00
2	\$17.40	\$75.00
3	\$23.30	\$100.00
4	\$27.90	\$120.00

Appendix G
Effective: 10/01/24-09/30/25

2024-2025 Mileage Rate

This municipality adopts the State of Maine travel expense reimbursement rate as set by the Office of the State Comptroller. The current rate for approved employment and necessary medical travel, etc. is 50 cents (50 ¢) per mile.

Please refer to the Office of the State Controller for changes to this rate at 626-8402 or visit <http://www.state.me.us/osc/>

Appendix H
Effective: 10/01/24-9/30/25

Funeral Maximums

Burial Maximums

The maximum amount of general assistance granted for the purpose of burial is **\$1,620**. The municipality’s obligation to provide funds for burial purposes is limited to a reasonable calculation of the funeral director’s direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable burial expenses are limited to:

- removal of the body from a local residence or institution
- a secured death certificate or obituary
- embalming
- a minimum casket
- a reasonable cost for necessary transportation
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal administrator.

Additional costs may be allowed by the GA administrator, where there is an actual cost, for:

- the wholesale cost of a cement liner if the cemetery by-laws require one;
- the opening and closing of the grave site; and
- a lot in the least expensive section of the cemetery. If the municipality is able to provide a cemetery lot in a municipally owned cemetery or in a cemetery under municipal control, the cost of the cemetery lot in any other cemetery will not be paid by the municipality.

Cremation Maximums

The maximum amount of assistance granted for a cremation shall be **\$1,125**.

The municipality’s obligation to provide funds for cremation purposes is limited to a reasonable calculation of the funeral director’s direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable cremation expenses are limited to:

- removal and transportation of the body from a local residence or institution
- professional fees
- crematorium fees
- a secured death certificate or obituary
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal administrator.

Additional costs may be allowed by the GA administrator where there is an actual cost, for:

- a cremation lot in the least expensive section of the cemetery
- a reasonable cost for a burial urn not to exceed \$55
- transportation costs borne by the funeral director at a reasonable rate per mile for transporting the remains to and from the cremation facility.

2024-2025 GA Housing Maximums

Recovery Residences

The following Recovery Residence maximums are in effect from 10/01/2024-09/30/2025

Non-Metropolitan FMR Areas

<u>Aroostook</u> <u>County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$133.70	\$575.400

<u>Oxford</u> <u>County</u>⁹²	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$144.90	\$623.70

<u>Franklin County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$142.10	\$758.10

<u>Piscataquis County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$136.50	\$588.00

<u>Hancock County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$176.40	\$758.10

<u>Somerset County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$148.40	\$638.40

<u>Kennebec County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$151.20	\$648.90

<u>Waldo County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$173.60	\$746.20

<u>Knox County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$151.20	\$648.90

<u>Washington County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$134.40	\$578.90

<u>Lincoln County</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$172.20	\$739.90

Metropolitan FMR Areas

<u>Bangor HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$170.80	\$734.30

<u>Portland HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$267.40	\$1,150.80

<u>Cumberland Cty. HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$205.10	\$882.70

<u>Sagadahoc Cty. HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$185.50	\$798.00

<u>Lewiston/Auburn MSA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$154.00	\$662.20

<u>York Cty. HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$202.30	\$869.40

<u>Penobscot Cty. HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$140.70	\$605.50

<u>York/Kittery/S. Berwick HMFA</u>	<u>Recovery Residence Rates</u>	
	<u>Weekly</u>	<u>Monthly</u>
	\$231.70	\$997.50

Vote:7 Yeas. Motion Passes.

Order No. 24-088, 7:00 p.m. Public Hearing and action on the new request or Food Handlers License from Mark Peterson d/b/a Black Point Coffee, located at 238 Black Point Road. [Town Clerk's Office] The Town Clerk gave a brief overview on this Order. Chairman McGee opened the public hearing. As there were no comments either for or against, the hearing was closed at 9:21 p.m.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval on the new request or Food Handlers License from Mark Peterson d/b/a Black Point Coffee, located at 238 Black Point Road.

Vote: 7 Yeas. Motion Passes.

OLD BUSINESS: None at this time.

NEW BUSINESS:

Order No. 24-089. First reading and schedule a public hearing and second reading on the proposed amendments to Chapter 610 – Piping Plover Ordinance. [*Conservation Commission*] Jami Fitch, Sustainability Coordinator and Staff Liaison to the Conservation Commission, gave a brief overview on this Order. The following individuals spoke on this Order:

- Frances Walsh of Cape Elizabeth and a volunteer monitor spoke in support of the recommended changes.
- Katie Foley of Acorn Lane, spoke on what the impact of the proposed changes would bring and how would the changes be enforced.
- Elaine Richer of Pine Point, spoke in support of the recommended changes.
- Alyson Bristol of Bayview Avenue, gave an overview of recommendations that she had provided to the Town Council earlier via email and asked that they be consider.
- Glennis Chabot of Houghton Street, spoke in support of the proposed amendments.
- Frances Walsh noted that was all about educated the public and visitors to rules.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval of the first reading on the proposed amendments to Chapter 610 – Piping Plover Ordinance and schedule a public hearing for Wednesday, October 16, 2024 and second reading for Wednesday, October 16, 2024, as follows:

Motion by Councilor Anderson, seconded by Councilor Caterina, to move approval to amend the motion to scheduled the public hearing for Wednesday, October 16, 2024 and the second reading for Wednesday November 6, 2024.

Vote on Main Motion:

BE IT HEREBY ORDAINED by the Town Council of the Town of Scarborough, Maine, in Town Council assembled, that the following amendments to Chapter 610 - the Town of Scarborough Piping Plover Ordinance, Changes and Amendments, be and hereby is amended, as follows (additions are underlined; deletions are struck through):

**CHAPTER 610
TOWN OF SCARBOROUGH
PIPING PLOVER AND LEAST TERN PROTECTION ORDINANCE**

1. Purpose.

The purpose of this Ordinance is to avoid or minimize adverse effects on Piping Plovers and Least Tern and their young by protecting their nesting, brooding, fledging, roosting and foraging activities on beaches within the Town of Scarborough from April 1st through Labor Day, except as specified.

2. Applicability.

This ordinance shall apply to Scarborough's public beaches and beaches managed by the Town.

3. Definitions.

Beach: ~~means a~~ Any area of land covered with sand, pebbles, or small stones at the edge of the ocean beach area within the Town of Scarborough, which is used by the general public.

Exclosure: ~~means~~ A structure surrounding and protecting a nest an area from ~~which~~ pedestrians and ~~vehicles animals are excluded~~ by means of ~~symbolic~~ fencing and netting.

Habitat Areas:

Essential and Significant Habitat Area: Habitat areas currently or historically providing physical or biological features essential to the conservation of an endangered or threatened species and which may require special management considerations.

Identified Habitat Area: Habitat areas marked by symbolic or electronic fencing, netting, signs, and/or exclosures.

Least Tern: The Atlantic Coast Least Tern (*Sternula antillarum*), identified as an endangered species, as listed under Maine's Endangered Species Act (MESA) of 2003.

Nesting Activity: When Piping Plover and Least Tern territorial pairs, nests, or chicks are present.

Piping Plover: ~~means the~~ The Atlantic Coast Piping Plover (*Charadrius melodus*), identified as a threatened species pursuant to the Federal Endangered Species Act of 1973, as amended, 16 U.S.C. §§ 1531 et seq. and endangered in Maine as listed under MESA of 2003.

Recreational Activity:

- a. Any game involving balls, discs, nets in which individuals throw, catch or hit objects (such as volleyball, spike ball, football, frisbee, golf, etc.).
- b. Any individual(s) moving at a pace faster than a walk, such as jogging and running.
- c. Any use of kites, drones, ultralights, parasails, kneeboards or other devices flown manually or remotely powered by wind power, battery, gas or electric motors.
- d. Any use of wheeled vehicles, such as bicycles, skateboards, sand surfers, or other wheeled recreational devices, excluding non-motorized carts and wagons.

Owner Responsible Party of a dog Pet (or owner): ~~means any p~~ Person having custody, possession, or control of a ~~dog pet~~.

Sand surfer Surfer: ~~means a r~~ Recreational device consisting of a board on wheels attached to a large kite or sail and propelled by wind power.

Structures: Large constructions built in or on the sand using marine debris or non-marine materials.

Symbolic fencing Fencing: ~~means o~~ One or two strands of lightweight string, tied between posts to delineate areas where pedestrians, pets, and vehicles should not enter.

Wrack line Line: ~~means t~~ The line of dried seaweed, marine vegetation and other debris left on the beach by the action of the tides.

4. Piping Plover and Least Tern nest Nesting habitat Habitat to be identified Identified.

On or before April 1st of each year, the Town of Scarborough, in conjunction with the Maine Department of Inland Fisheries and Wildlife (MDIFW), the United States Fish and Wildlife Service (USFWS), and/or the Maine Audubon Society, will identify Piping Plover and Least Tern nesting habitat and will mark or arrange for the marking of such habitat with posts and warning signs.

5. Nests and broods Identified Habitat Areas pProtected.

When Piping Plover or Least Tern nests are present, the Town of Scarborough, in conjunction with the ~~Maine Department of Inland Fisheries and Wildlife~~ MDIFW, the ~~United States Fish and Wildlife Service~~ USFWS, and/or the Maine Audubon Society, will create or arrange for the installation of fencing (symbolic or electric) and/or creation of ~~an~~ enclosures around such nests in accordance with the guidelines of the ~~United States Fish and Wildlife Service~~ USFWS, and authorization issued by the ~~Maine Department of Inland Fisheries and Wildlife~~ MDIFW. Once such fencing and/or enclosures have been created, the following prohibitions shall apply:

- ~~(1)~~a. No person shall physically enter into ~~an exelosuren~~ an Identified Habitat Area, except for wildlife management purposes authorized by the ~~Maine Department of Inland Fisheries and Wildlife~~ MDIFW or the ~~United States Fish and Wildlife Service~~ USFWS.
- ~~(2)~~b. No person shall remove or disturb the wrack line located ~~in front of an exelousre~~ located within 330 feet of a Piping Plover ~~or Least Tern brooding site~~ Identified Habitat Area, unless such activity is approved by the ~~Maine Department of Inland Fisheries and Wildlife~~ MDIFW and ~~United States Fish and Wildlife Service~~ USFWS.
- ~~(3)~~e. No ~~owner responsible party~~ of a ~~dog pet~~ shall cause or permit that ~~dog pet~~ to enter the ~~exelousre~~ Identified Habitat Area or shall fail to prevent that pet from entering the ~~exelousre~~ Identified Habitat Area. All ~~dogs pets~~ shall be ~~leashed~~ managed in accordance with the Animal Control Ordinance, ~~Chapter~~ Ch. 604.
- ~~(4)~~d. No person shall drive or operate a vehicle, including a non-motorized vehicle, on or above the wrack line. ~~(a i)~~ Non-emergency activities such as removal of dead or injured sea mammals shall require at least two responders, one of which will act as the spotter to and from the scene. ~~(bii)~~ All emergency response personnel will account for and avoid nesting sites and chicks to the maximum extent practicable, consistent with the nature and urgency of the emergency. However, it is the policy of the Town of Scarborough that such essential vehicles will avoid driving on the wrack line where possible and will avoid frequent driving on the beach in a way which would create deep ruts that could impede movement of Piping Plover and Least Tern chicks.
- ~~(5)~~e. No person shall engage in a recreational activity, as specified in Section 3, Definitions, recreational activity, a) and b) within 100 feet of the Identified Habitat Area between April 1st through Labor Day. kite flying, kitesurfing or parasailing
- ~~(6)~~f. No person shall engage in a recreational activity, as specified in Section 3, Definitions, recreational activity c) and d) within 650 feet of the Identified Habitat Area between April 1st through Labor Day.

- ~~(7)g.~~ No person shall discharge or cause the discharge of any fireworks on any beach on which Piping Plovers or Least Terns are nesting from April 1st until all chicks are fledged. See Ch. 608A, Consumer Fireworks Ordinance, for more information.
- ~~(8)h.~~ No person shall discharge or cause the discharge of any fireworks in the Higgins Beach Community and vicinity on the ocean side of Spurwink Road beginning at the intersection of Black Point Road and Spurwink Road to the Cape Elizabeth line, per Ch. 608A, Consumer Fireworks Ordinance.
- ~~(9)i.~~ No person shall build or attempt to build any fires on a beach unless authorized to do so in writing by the Scarborough Community Services Department or owner of the beach property, and then only after obtaining any permits required from the Scarborough Fire Department, as per Ch. 612, Ordinance Creating Rules and Regulations for Use of Parks and Recreational Facilities. No person shall utilize a sand surfer within 650 feet of nesting or territorial adult or unfledged juvenile Piping Plover between April 1st and August 31st.
- ~~(10)j.~~ Holes dug within 330 feet of the Identified Habitat Area must not be left unattended and must be filled in before leaving the beach during the period when unfledged Piping Plover and Least Tern chicks are present.
- ~~(11)k.~~ No person shall build any structure, as specified in Section 3, Definitions, within 330 feet of the Piping Plover and Least Tern Identified Habitat Area.

5. Enforcement and penalties.

~~Any person who violates any provision of this Ordinance commits a civil violation for which a civil penalty of no less than \$50.00 and no greater than \$250.00 shall be imposed. This Ordinance may be enforced by any officer of the Scarborough Police Department.~~

6. Relation to state State and federal Federal laws Laws.

This Ordinance is intended to be consistent with state and federal protections of Piping Plovers, Least Terns, and ~~Piping Plover~~ their habitat, including the Endangered Species Act (ESA) of 1973 that provides a framework to conserve and protect endangered and threatened species and their habitats both domestically and abroad. In the event of any inconsistency between this Ordinance and state or federal laws or regulations, the more stringent provisions shall ~~control~~ prevail.

7. Relation to private Private protection Protection efforts Efforts.

This Ordinance is not intended to supersede or displace any efforts or activities of private individuals or organizations or any protections afforded to Piping Plovers and Least Terns and their habitat by deed restrictions, conservation easements, and other types of private covenants. To the extent any such private covenants are more restrictive than the provisions of this Ordinance, this Ordinance does not authorize any departure from the requirements of such covenants.

8. Enforcement and Penalties.

Any person who violates any provision of this Ordinance commits a civil violation for which a civil penalty of no less than \$100.00 and no greater than \$500.00 shall be imposed. This Ordinance may be enforced by any officer of the Scarborough Police Department.

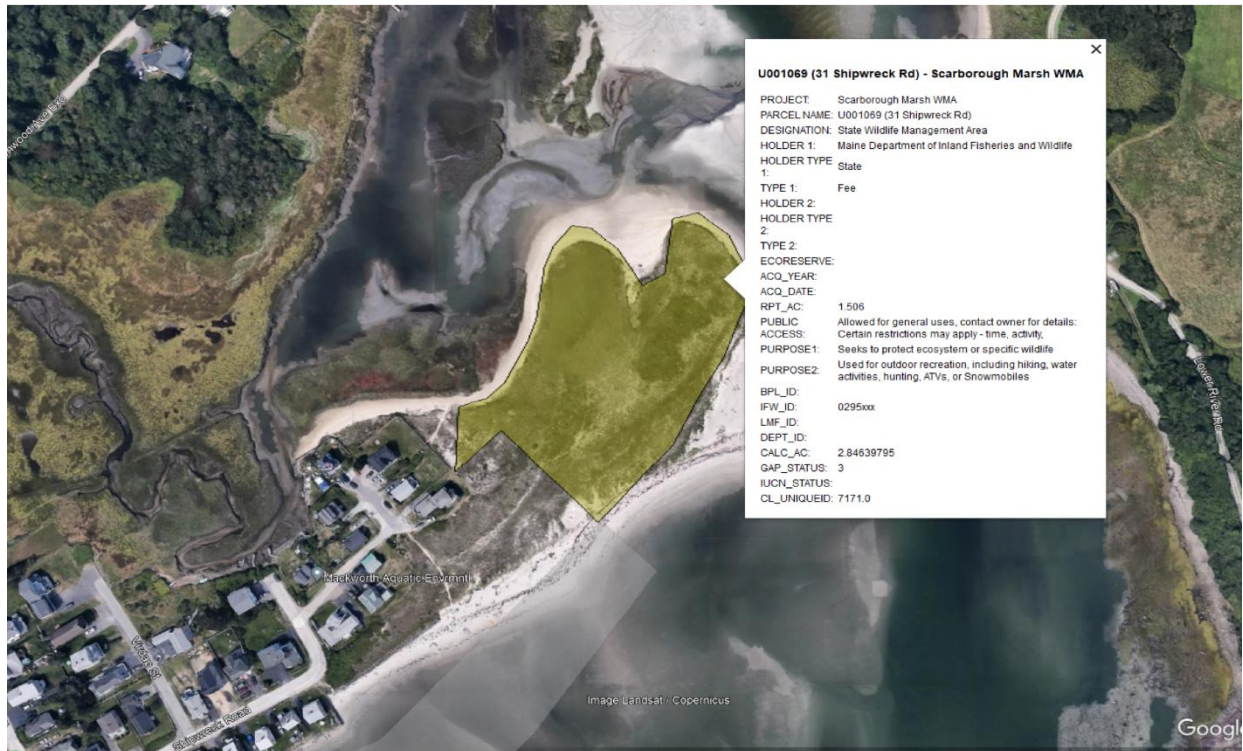
(Note: Federal Endangered Species Act [ESA] violations related to Piping Plovers and Least Terns are specified under ESA Section 9 [Prohibited Acts] and are enforced as per ESA Section 11 [Penalties and Enforcement of the Endangered Species Act]. These violations are enforced by federal officers.)

9. Addendum - Higgins Beach Wildlife Management Area.

The Higgins Beach Wildlife Management Area (Map U001069) Figure 1., is owned by the State of Maine and is a subunit of the Scarborough Marsh Wildlife Management Area and extends from the Spurwink River approximately 150 yards to the southwest of the point to the low water mark. This area is designated Essential and Significant Wildlife Habitat and protected under the MESA, which is regulated by MDIFW (L.D. 1246, 2023).

The area outlined, is also protected under the Natural Resources Protection Act and regulated by the Maine Department of Environmental Protection Act with input from MDIFW biologists. Significant Wildlife Habitat has been identified in this area for shorebird nesting, feeding and staging. Symbolic fencing on MDIFW-owned property will remain in place into October to protect migrating shorebirds.

Figure 1. Higgins Beach Wildlife Management Area Map



Vote: 6 Yeas. 1 Nay [Councilor Cushing]. Motion Passes.

Order No. 24-090. Act on the request to authorize the Town Manager to sign the ecomaine BANS – TEFRA on behalf of the Town of Scarborough. [*ecomaine/Town Manager*] Thomas J. Hall, Town Manager, gave a brief overview on this Order.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval on the request to authorize the Town Manager to sign the ecomaine BANS – TEFRA on behalf of the Town of Scarborough.

Vote: 7 Yeas. Motion Passes.

Order No. 24-091. Act on the request set the date and time for the regular Municipal Elections for Tuesday, November 5, 2024, at the Scarborough High School – Alumni Gym; sign the Warrant; appoint the warden and warden clerk, set the hours for voter registration, and act on appointments of election clerks, pursuant to Chapter 200 – Article VIII. Nomination and Elections, Title 21-A, §503 and authorize the Town Clerk to make any additional appointments as necessary. [*Town Clerk’s Office*] The Town Clerk gave a brief overview on this Order.

Motion by Councilor Caterina, seconded by Councilor Sither, to move approval on the request set the date and time for the regular Municipal Elections for Tuesday, November 5, 2024, at the Scarborough High School – Alumni Gym; sign the Warrant; appoint the warden and warden clerk, set the hours for voter registration, and act on appointments of election clerks, pursuant to Chapter 200 – Article VIII. Nomination and Elections, Title 21-A, §503 and authorize the Town Clerk to make any additional appointments as necessary; as follows:

**WARRANT
REGULAR MUNICIPAL & REFERENDUM ELECTION
(20-A M.R.S.A. § 1486 and 2307)
TOWN OF SCARBOROUGH
TUESDAY, NOVEMBER 5, 2024
DAY AND DATE OF ELECTION**

Municipality: Scarborough

Voting District: Town Wide

Voting Place Name: Scarborough High School

Voting Location: 11 Municipal Drive

Polls Open at 7:00 A.M.

Polls Close at 8:00 P.M.

Absentee Ballot Processing (check all that apply):

Processed by: Clerk (Centrally) Clerk (At Polls)

Date/Time of Processing:

- Friday, November 1, 2024***
1-Hour Inspection time Period: 7:00 a.m. if no inspection is requested or 8:00 a.m. if an
Time Processing Begins: inspection has been requested.
- Saturday, November 2, 2024***
1-Hour Inspection time Period: 7:00 a.m. if no inspection is requested or 8:00 a.m. if an
Time Processing Begins: inspection has been requested.
- During Election Day (11/05) Processing Time(s): 8:30 a.m., 10:30 a.m. & 1:30 p.m.7:30 p.m.**
Only after 8:00 p.m. on Election Day (11/05): _____

To: Mark Holmquist, the Police Chief of Scarborough:

You are hereby required in the name of the State of Maine to notify the voters of the Town of Scarborough of the General and Municipal Election, as described in this warrant.

To the Voters of the Town of Scarborough:

You are hereby notified that an election for the purpose of a Regular Municipal Election will be held on Tuesday, November 5, 2024, at the Scarborough High School Alumni Gymnasium, located at 11 Municipal Drive.

TOWN COUNCIL

SANITARY DISTRICT

Vote for TWO (2) THREE (3) Year Term

Vote for TWO (2) THREE (3) Year Term

Doherty, Scott W.
Fellows, Cory E.
Maurer, Crescencia

Rico, Nicola F.
Stein, Michael A.

TOWN COUNCIL

BOARD OF EDUCATION

Vote for ONE (1)
2 Year term to fill a vacancy created by
the resignation of Jean-Marie Caterina,
with a term to expire in 2026.

Vote for ONE (1)
2 Year term to fill a vacancy created by
the resignation of Carolyn Gammon, with
term to expire in 2026.

Donovan, William J.

Rockenstire, Mitchell T.

=====
Referendum Question No. 1:

Shall the Order entitled “**ORDER AUTHORIZING ISSUANCE OF UP TO \$996,707 IN BONDS OF THE TOWN TO FUND THE COST OF POLICE BODY WORN CAMERAS AND CRUISER CAMERAS**” be approved?

FINANCIAL STATEMENT

- 1. Total Indebtedness as of November 1, 2024:
 - A. Bonds outstanding and unpaid: \$ 74,750,000
 - B. Bonds authorized and unissued: \$ 2,636,592
 - C. Bonds to be issued if this Article is approved (assumes approval of only Referendum Question No. 2): \$ 996,707

- 2. Costs:

At an estimated maximum interest of 4.00% for a maximum ten (10) year maturity, the estimated costs of this bond issue will be:

 - Principal: \$ 996,707
 - Interest: \$ 219,276
 - Total Debt Service \$ 1,215,983

- 3. Validity:

The validity of the bonds and of the voters’ ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt

service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

/s/ _____
Town Treasurer

=====

Referendum Question No. 2:

Shall the Order entitled “**ORDER AUTHORIZING ISSUANCE OF UP TO \$1,000,000 IN BONDS OF THE TOWN TO FUND THE REPLACEMENT OF 2004 E-ONE PUMPER TRUCK**” be approved?

FINANCIAL STATEMENT

- 1. Total Indebtedness as of November 1, 2024:
 - A. Bonds outstanding and unpaid: \$ 74,750,000
 - B. Bonds authorized and unissued: \$ 2,636,592
 - C. Bonds to be issued if this Article is approved (assumes approval of only Referendum Question No. 1): \$ 1,000,000

2. Costs:

At an estimated maximum interest of 4.00% for a maximum ten (10) year maturity, the estimated costs of this bond issue will be:

Principal:	\$ 1,000,000
Interest:	\$ 220,000
Total Debt Service	\$ 1,220,000

3. Validity:

The validity of the bonds and of the voters’ ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

/s/ _____
Town Treasurer

=====

Referendum Question No. 3:

Shall the Order entitled “**ORDER AUTHORIZING ISSUANCE OF UP TO \$6,000,000 IN BONDS OF THE TOWN TO FUND THE PURCHASE OF LAND THROUGHOUT THE TOWN FOR FUTURE PURCHASES OF PROPERTIES OR RIGHTS TO PROPERTIES FOR THE FOLLOWING PURPOSES:**

- **TO PROVIDE OR MAINTAIN PUBLIC ACCESS; AND,**
- **TO ALLOW PASSIVE OR ACTIVE RECREATION; AND,**
- **TO CONSERVE WATER QUALITY, NATURAL RESOURCES, OR OTHER NATURAL AREAS; AND,**
- **TO PROVIDE EASEMENTS FOR WALKING OR BIKING TRAILS; AND,**
- **TO PRESERVE SIGNIFICANT HISTORIC SITES; AND,**

- **TO PRESERVE SITES WHICH CAN BE CONSIDERED PART OF THE CHARACTER TO THE COMMUNITY; AND,**
- **TO ADD TO EXISTING CONSERVATION AND PUBLIC AREAS” be approved?**

EXPLANATION AND RECOMMENDATION: Approval of this Order would authorize the issuance of up to \$6,000,000 in general obligation bonds of the Town to provide funds for the purposes listed above. If authorized by the voters, any expenditure is limited to the purposes and must be approved by the Town Council, following the recommendation of the Parks and Conservation Land Board after a rigorous review process. Monies will be borrowed on an as-needed basis and therefore will not be borrowed all at once. Voters have provided similar approval on four prior occasions. In most cases these monies will be used to leverage private money and grants to accomplish the purpose.

As this authorization furthers the Town’s land conservation initiatives, is in direct alignment with the Comprehensive Plan and serves as an important part of the growth management strategy, the Town Council recommends approval of this question.

FINANCIAL STATEMENT

4. Total Indebtedness as of November 1, 2024:

A. Bonds outstanding and unpaid:	\$ 74,750,000
B. Bonds authorized and unissued:	\$ 2,636,592
C. Bonds to be issued if this Article is approved (assumes approval of only Referendum Question No. 2):	\$ 6,000,000

5. Costs:

At an estimated maximum interest of 4.00% for a maximum twenty (20) year maturity, the estimated costs of this bond issue will be:

Principal:	\$ 6,000,000
Interest:	\$ <u>2,520,000</u>
Total Debt Service	\$ 8,520,000

6. Validity:

The validity of the bonds and of the voters’ ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

/s/ _____
Town Treasurer

=====

The polls shall be opened at 7:00 A.M. and closed at 8:00 P.M.

Absentee Ballots shall be processed on Friday, November 1, 2024, Saturday, November 2, 2024, and on Election Day, Tuesday, November 5, 2024, starting at: 8:30 a.m., 10:30 a.m., 1:30 p.m., and 7:30 p.m.

The Registrar of Voters will hold office hours during regular business hours of the Town Hall and at the Polls to correct any error or change a name or address on the voting list; to accept the registration of any person eligible to vote and to accept new enrollments.

A person who is not registered as a voter in the Town of Scarborough may not vote in any Scarborough election.

Given under our hand this 2nd day of October, 2024, at Scarborough, Maine.

Councilor April Sither – Vice Chair

Councilor Jean-Marie Caterina

Councilor Donald Cushing

Councilor Donald Hamill

Councilor Karin Shupe

Councilor Jonathan Anderson

Chairman Nicolas McGee

Attest to a True Copy:

Dated: _____

Vote: 7 Yeas. Motion Passes.

Item 8. Town Manager’s Report. Thomas J. Hall, Town Manager, gave the following updates:

- **Eastern Trail - Close The Gap** -
 - On schedule for Solicitation of Bids- mid October 2024
- **Maple Avenue Speed Table** -
 - Permanent installation as of September 24th
 - Signage and Roadway markings to follow
- **Election Update** -
 - Ballots approved, at the printers
 - Absentee Ballot Requests available - 1800+ applications received
 - Early Voting starts on October 7th - PSB Classroom, 7 AM to 5 PM
 - Saturday, October 26th from 8-12
 - Candidates Night - Sept. 25th @ 6:30 PM coordinated by SCC
- **Air Traffic Noise** -
 - Taxiway/Runway Reconstruction Project- completed September 19th
 - Air traffic returned to normal
- **GPCOG “Welcome and Congrats” Reception** -
 - Newly-elected local and state officials
 - December 11th, 5:30-7:30 PM
 - Wescustogo Hall and Community Center, North Yarmouth
- **Spurwink Road Phase II** -
 - Final Design complete
 - Value Engineering to fit budget
- **Upcoming Workshops** -
 - October 16th - Larrabee Farms Contract Zone - Joint Meeting

Councilor Sither, seconded by Councilor Caterina, that the Council suspends Roberts Rules to take up no new business after 10:00 p.m.

Vote: 7 Yeas. Motion Passes.

Item 9. Non-Action Item.

- **Recap on the Tax Commitment & Revaluation Outcomes [Town Assessor]** Nick Cloutier, Town Assessor, reviewed the presentation that had been provide in the Town Council packet and responded to questions from the Town Council.

Item 10. Standing and Special Committee Reports and Liaison Reports. And Item 11. Council Member Comments.

- Councilor Anderson noted that there would be a Finance Committee meeting next week.
- Councilor Caterina noted that it would be her final Ordinance Committee meeting next week at the Public Safety Building.
- Councilor Sither noted that there would be a Communications Committee meeting next week as well. She mentioned that Scarborough Sustainability Day would be held Sunday, October 6th at the Wentworth School from 10:00 a.m. to 2:00 p.m.
- Councilor Shupe apologized for not have had an Appointments/Negotiations Committee meeting sooner, she wanted to make sure the public was aware of openings on the various committees/board, but there would be a meeting next week, so those who are interested in serving, please apply.

Item 12. Adjournment. Motion by Councilor Caterina, seconded by Councilor Sither, to move approval to adjourn the regular meeting of the Scarborough Town Council.

Vote: 7 Yeas. Motion Passes

Meeting adjourned at 10:24 p.m.

Respectfully submitted,

Yolande P. Justice
Town Clerk